THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.25294 of 2007

Dated:29.11.2007

Between:

Md. Gouse .. Petitioner

And

The Regional Manager, APSRTC,
Mahaboobnagar Region,
Mahaboobnagar, A.P.
and another.

.. Respondents

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ORDER:

Learned counsel on either side conceded that the issue that arises for consideration in this writ petition is squarely covered by the judgment of the Division Bench of this Court in **Depot Manager, A.P.S.R.T.C., Anantapur District and another v. K.Adireddy**[1], wherein, it was held that withholding increments with cumulative effect is a major penalty and imposing such a punishment without conducting a regular detailed enquiry is bad in law.

2. In view of the aforesaid judgment, the punishment of withholding of annual increment for a period of one year with cumulative effect imposed on the petitioner under the order-cum-show cause notice dated 19.11.2003 issued by the 2nd respondent is modified to that of stoppage of one increment without cumulative effect. Further, it is made clear that the petitioner is not entitled for any monetary benefits till 31.12.2007.

3. Accordingly, the writ petition is allowed to the extent indicated above.

(C.V.RAMULU,J)

Dt.29.11.2007
v v

[1] 2006(4) ALD 501 (DB)